

EDTX PHVAPP (04-2024)

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS

**APPROVED**

By Nakisha Love at 10:31 am, Aug 30, 2024


APPLICATION TO APPEAR PRO HAC VICE

1. This application is being made for the following: Case # 6:24-cv-00306  
Style/Parties: State of Texas, et al. v. US Dept. of Homeland Security, et al.
2. Applicant is representing the following party(ies): State of South Carolina
3. Applicant was admitted to practice in SC (state) on 11/09/1977 (date).
4. Applicant is in good standing and is otherwise eligible to practice law before this court.
5. Applicant is not currently suspended or disbarred in any court.
6. Applicant ☐ has ☒ has not (choose one) had an application for admission to practice before another court denied. If so, give complete information on a separate page.
7. Applicant ☐ has ☒ has not (choose one) ever had the privilege to practice before another court suspended. If so, give complete information on a separate page.
8. Applicant ☐ has ☒ has not (choose one) been disciplined by a court or Bar Association or committee thereof that would reflect unfavorably upon applicant's conduct, competency, or fitness as a member of the Bar. If so, give complete information on a separate page.
9. Describe in detail on a separate page any charges, arrests, or convictions for criminal offense(s) filed against you. Omit minor traffic offenses and misdemeanor offenses committed prior to age 18. (See Page 3)
10. Applicant has no pending grievances or criminal charges.
11. Applicant has been admitted to practice in the following courts:  
DSC, Courts of Appeals for the 4th, 6th, 9th and 11th Circuits, Sup. Ct. of US, SC Courts
12. Applicant has read and will comply with the Local Rules of the Eastern District of Texas, including Rule AT-3, the "Standards of Practice to be Observed by Attorneys."
13. Applicant understands that, if approved, the admission is limited to appearing in the case specified above only.

**Application Oath:**

I, James Emory Smith, Jr. do solemnly swear (or affirm) that the above information is true; that I will discharge the duties of attorney and counselor of this court faithfully; that I will demean myself uprightly under the law and the highest ethics of our profession; and that I will support and defend the Constitution of the United States.

Date: 08/30/2024

Signature: 

Application Continued on Page 2

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Full Name: James Emory Smith, Jr.  
State Bar No.: 5262  
Address: P.O. Box 11549  
Columbia, SC 29211  
Phone: 803-734-3642  
Fax: 803-734-3677  
Email: esmith@scag.gov

This application has been approved for the court on: 8/30/2024

David A. O'Toole, Clerk  
U.S. District Court, Eastern District of Texas

By Nakisha Love  
Deputy Clerk

Application Instructions

1. You must obtain approval of your application before you docket it to the case. To request review, email the completed application to **phv@txed.uscourts.gov**.
2. Once approved, docket the version that bears the deputy clerk's approval stamp using the *Notice of Attorney Appearance – Pro Hac Vice* event (the docket event will collect the \$100 fee). **NOTE:** If you do not already have e-filing privileges in this district, after you obtain approval of your pro hac vice application as required in Step 1 above, go to Pacer.gov, log into **Manage My Account** and select the **Maintenance** tab. Then choose **Attorney Admissions/E-File Registration**, select our court, and apply/register for **Pro Hac Vice**. E-filing requests received prior to approval of the pro hac vice application form will be rejected.

Email Application